



UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
501 West Fifth Street, Suite 1100
Austin, Texas 78701

PHILIP J. DEVLIN
CLERK OF COURT

ANNETTE FRENCH
CHIEF DEPUTY

January 4, 2023

Donovan Smith
#1820080 TCCC
3614 Bill Price Road
Del Valle, Tx 78617

Re: Transcript Order for Appeal Filed
1:19-cr-213(1) RP
USA v. Donovan Smith

Dear Mr. Smith;

We have received notification of your Change of Address and the system has been updated. Enclosed, per your request, is the resending of the transcript order forms.

With regard to the exhibits, a copy was provided personally delivered to your counsel to be provided to you. You mention that payment was received, but we do not yet show a record of that receipt. If a payment comes through, the a second set of the exhibits will be forwarded to you and your new address.

In the meantime, your **Notice of Appeal** has been transmitted to the Fifth Circuit Court of Appeals.

Pursuant to Rule 10.1 of the Fifth Circuit's Federal Rules of Appellate Procedure, appellants are required to order transcripts of proceedings in their case within 14 days of filing a Notice of Appeal. If no transcript is needed, the appellant is required to file an order form indicating that no transcript is required.

Requests for cases appealed to the Fifth Circuit should be completed using the **Fifth Circuit Court of Appeals Transcript Order** form. Instructions are included on page 2 of the form.

A separate transcript order form must be completed for each court reporter so please request a transcript form for each court reporter.

Thank you,

KW.

Operations Clerk

Enclosure: Docket Sheet

3 Copies of the Transcript Order Form

APPEAL,CLOSED

**U.S. District Court [LIVE]
Western District of Texas (Austin)
CRIMINAL DOCKET FOR CASE #: 1:19-cr-00213-RP-1
*Internal Use Only***

Case title: USA v. Smith et al

Date Filed: 09/17/2019

Assigned to: Judge Robert
Pitman

Defendant (1)

Donovan Smith

represented by **Donovan Smith**

#1820080
TCCC
3614 Bill Price Road
Del Valle, Tx 78617
PRO SE

Philip J. Lynch
Law Offices of Phil Lynch
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: CJA Appointment

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ATTORNEY TO BE NOTICED
Designation: Public Defender or Community
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TERMINATED: 12/08/2022
ATTORNEY TO BE NOTICED
Designation: CJA Appointment

Pending Counts

18:922G.F UNLAWFUL
TRANSPORT OF FIREARMS,
ETC.
(1s)

**Highest Offense Level
(Opening)**

Felony

Terminated Counts

18:922G.F UNLAWFUL
TRANSPORT OF FIREARMS,
ETC.
(1)

18:922G.F UNLAWFUL
TRANSPORT OF FIREARMS,
ETC.
(3)

18:922J.F RECEIVE STOLEN
FIREARMS
(3s)

18:922J.F RECEIVE STOLEN
FIREARMS
(5)

26:5861D.F UNLAWFUL TO
RECEIVE A FIREARM NOT
REGISTERED
(6)

Disposition

120 Mos BOP (Consecutive to all other pending state
and federal cases); 3 Yrs SRT; No Fine; \$100 Spcl
Assmt; Forfeiture Imposed

Disposition

Dismissed on Govt's Motion

**Highest Offense Level
(Terminated)**

Felony

Complaints

None

Disposition

Claimant

Ronald James

represented by

Ronald James
10901 Prestwick Terrace
Benbrook, Tx 76126
817-705-2150
PRO SE

Movant

Justin Miller
APD Officer

represented by **Christopher J. Coppola**
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ATTORNEY TO BE NOTICED
Designation: Retained

Plaintiff

USA

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TERMINATED: 03/03/2022
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ATTORNEY TO BE NOTICED

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Email: sharon.pierce@usdoj.gov**LEAD ATTORNEY****ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
09/17/2019	<u>1</u>	MOTION to Seal Indictment by USA as to Donovan Smith, Brandi Campbell. (klw) (Entered: 09/18/2019)
09/17/2019	<u>2</u>	ORDER GRANTING USA's <u>1</u> Motion to Seal Indictment as to Donovan Smith (1), Brandi Campbell (2). Signed by Judge Susan Hightower. (klw) (Entered: 09/18/2019)
09/17/2019	<u>3</u>	SEALED INDICTMENT (Redacted Version) with Notice of Forfeiture included as to Donovan Smith and Brandi Campbell. Unredacted document sealed pursuant to E-Government Act of 2002 as to Donovan Smith (1) count(s) 1, 3, 5, 6, Brandi Campbell (2) count(s) 2, 4, 5. (Attachments: # <u>1</u> Redacted Personal Data Sheet) (klw) (Entered: 09/18/2019)
09/17/2019	<u>4</u>	*SEALED* UNREDACTED INDICTMENT: In Compliance with the E-Government Act, this document should remain SEALED and not made available to the public as to Donovan Smith, Brandi Campbell. (Attachments: # <u>1</u> Personal Data Sheet) (klw) (Entered: 09/18/2019)
09/17/2019	<u>5</u>	ORDER FOR ISSUANCE OF Bench Warrant as to Donovan Smith. Signed by Judge Susan Hightower. (klw) (Entered: 09/18/2019)
09/17/2019	<u>6</u>	Bench Warrant Issued by Judge Susan Hightower as to Donovan Smith. (klw) (Entered: 09/18/2019)
09/19/2019	<u>10</u>	MOTION to Detain Defendant without Bond by USA as to Donovan Smith, Brandi Campbell. (dm) (Entered: 09/20/2019)
09/19/2019	<u>11</u>	Application for Writ of Habeas Corpus ad Prosequendum as to Donovan Smith. (dm) (Entered: 09/23/2019)
09/19/2019	<u>12</u>	ORDER FOR ISSUANCE OF Writ of Habeas Corpus ad Prosequendum as to Donovan Smith. Signed by Judge Susan Hightower. (dm) (Entered: 09/23/2019)
09/23/2019	<u>13</u>	Writ of Habeas Corpus ad Prosequendum Issued as to Donovan Smith for 10/3/2019. (dm) (Entered: 09/23/2019)
10/03/2019	<u>17</u>	Bench Warrant Returned Executed on 10/03/19 as to Donovan Smith. (klw) (Entered: 10/03/2019)
10/03/2019		Arrest of Donovan Smith (klw) (Entered: 10/03/2019)
10/03/2019		INDICTMENT UNSEALED as to Donovan Smith (klw) (Entered: 10/03/2019)
10/03/2019	<u>18</u>	Minute Entry for proceedings held before Judge Andrew W. Austin:Initial Appearance as to Donovan Smith held on 10/3/2019 (Minute entry documents are not available electronically.) (Court Reporter ERO.) (klw) (Entered: 10/03/2019)
10/03/2019	<u>19</u>	Order Regarding Financial Status as to Donovan Smith. Signed by Judge Andrew W. Austin. (klw) (Entered: 10/03/2019)
10/03/2019	<u>20</u>	ORDER APPOINTING FEDERAL PUBLIC DEFENDER as to Donovan Smith Duty Pub. Defender-Austin for Donovan Smith appointed.. Signed by Judge Andrew W. Austin. (klw) (Entered: 10/03/2019)
10/03/2019	<u>21</u>	ORDER OF TEMPORARY DETENTION: as to Donovan Smith. Detention Hearing set for 10/8/2019 11:00 AM before Judge Andrew W. Austin. Signed by Judge

		Andrew W. Austin. (klw) (Entered: 10/03/2019)
10/03/2019	<u>22</u>	NOTICE OF HEARING as to Donovan Smith. Arraignment set for 10/8/2019 11:00 AM before Judge Andrew W. Austin.(klw) (Entered: 10/03/2019)
10/03/2019	<u>23</u>	NOTICE OF ATTORNEY APPEARANCE: Jose I. Gonzalez-Falla appearing for Donovan Smith . Attorney Jose I. Gonzalez-Falla added to party Donovan Smith(pty:dft) (Gonzalez-Falla, Jose) (Entered: 10/03/2019)
10/03/2019	<u>24</u>	Waiver of personal appearance at Arraignment, plea of not guilty by Donovan Smith (Gonzalez-Falla, Jose) (Entered: 10/03/2019)
10/03/2019	<u>25</u>	Waiver of Detention Hearing by Donovan Smith (Gonzalez-Falla, Jose) (Entered: 10/03/2019)
10/03/2019	<u>26</u>	CJA 23 Financial Affidavit by Donovan Smith (SEALED pursuant to E-Government Act of 2002). (dm) (Entered: 10/04/2019)
10/03/2019		Attorney Duty Pub. Defender-Austin terminated as to Donovan Smith. (dm) (Entered: 10/04/2019)
10/04/2019	<u>27</u>	Order Accepting Waiver of Personal Appearance at Arraignment and Entry of Plea of Not Guilty by Donovan Smith. Signed by Judge Andrew W. Austin. (dm) (Entered: 10/04/2019)
10/04/2019	<u>28</u>	ORDER OF DETENTION: as to Donovan Smith. Signed by Judge Andrew W. Austin. (dm) (Entered: 10/04/2019)
10/31/2019		(Court only) ***Excludable started/stopped as to Donovan Smith; XR waiting for co-deft. (jg3) (Entered: 10/31/2019)
10/31/2019	<u>40</u>	SCHEDULING ORDER as to Donovan Smith, Brandi Campbell: Docket Call set for 1/2/2020 09:00 AM before Judge Robert Pitman, Jury Selection / Trial set for 1/6/2020 09:00 AM before Judge Robert Pitman. Signed by Judge Robert Pitman. (klw) (Entered: 10/31/2019)
10/31/2019	<u>41</u>	NOTICE of Appearance of <i>Forfeiture Counsel</i> by USA as to Donovan Smith, Brandi Campbell (Almonte, Robert) (Entered: 10/31/2019)
11/01/2019	<u>42</u>	NOTICE <i>Bill of Particulars for Forfeiture of Property</i> by USA as to Donovan Smith, Brandi Campbell (Almonte, Robert) (Entered: 11/01/2019)
11/27/2019	<u>44</u>	Agreed MOTION for Protective Order by USA as to Donovan Smith, Brandi Campbell. (Pierce, Sharon) (Entered: 11/27/2019)
12/02/2019	<u>45</u>	ORDER GRANTING <u>44</u> Motion for Protective Order as to Donovan Smith (1), Brandi Campbell (2). Signed by Judge Robert Pitman. (dm) (Entered: 12/02/2019)
12/11/2019	<u>46</u>	NOTICE OF ENHANCED PENALTY by USA as to Donovan Smith (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4)(Pierce, Sharon) (Entered: 12/11/2019)
12/11/2019	<u>48</u>	Unopposed MOTION to Continue <i>All Settings</i> by Donovan Smith. (Gonzalez-Falla, Jose) (Entered: 12/11/2019)
12/12/2019	<u>49</u>	ORDER GRANTING MOTION FOR CONTINUANCE as to Donovan Smith, Brandi Campbell: 43 MOTION to Continue filed by Brandi Campbell, <u>48</u> Unopposed MOTION to Continue <i>All Settings</i> filed by Donovan Smith. (Docket Call reset for 2/11/2020 at 09:00 AM before Judge Robert Pitman, Jury Selection and Trial reset for 2/24/2020 at 09:00 AM before Judge Robert Pitman,). Signed by Judge Robert Pitman. (dm) (Entered: 12/12/2019)
12/20/2019	<u>50</u>	(Ex Parte) EX PARTE MOTION Filed (Gonzalez-Falla, Jose) (Entered: 12/20/2019)
12/27/2019	<u>51</u>	ORDER REFERRING MOTION as to Donovan Smith for resolution: <u>50</u> EX PARTE MOTION Filed filed by Donovan Smith. Signed by Judge Robert Pitman. Referral Magistrate Judge: Susan Hightower. (lt) (Entered: 12/27/2019)
12/30/2019	<u>52</u>	Ex Parte Sealed Order. Signed by Judge Andrew W. Austin. (klw) (Entered: 12/30/2019)

01/07/2020	<u>53</u>	SEALED PROCEEDING held before Judge Andrew W. Austin on 1/7/2020. (Court Reporter ERO.) (klw) (Entered: 01/07/2020)
01/07/2020	<u>54</u>	Order Regarding Financial Status as to Donovan Smith. Signed by Judge Andrew W. Austin. (klw) (Entered: 01/07/2020)
01/07/2020	<u>55</u>	(Ex Parte) Sealed Order. Signed by Judge Andrew W. Austin. (klw) (Entered: 01/07/2020)
01/13/2020	<u>56</u>	Unopposed MOTION to Continue of <i>Trial Setting and to Extend all Pending Deadlines</i> by Donovan Smith. (Evans, Jon) (Entered: 01/13/2020)
01/15/2020	<u>58</u>	ORDER GRANTING MOTION FOR CONTINUANCE as to Donovan Smith, Brandi Campbell: <u>56</u> Unopposed MOTION to Continue of <i>Trial Setting and to Extend all Pending Deadlines</i> filed by Donovan Smith, <u>57</u> Second MOTION to Continue filed by Brandi Campbell. (Docket Call reset for 5/14/2020 at 09:00 AM before Judge Robert Pitman, Jury Selection and Trial reset for 5/25/2020 at 09:00 AM before Judge Robert Pitman,). Signed by Judge Robert Pitman. (dm) (Entered: 01/15/2020)
02/05/2020	<u>59</u>	AMENDED ORDER setting Jury Selection / Trial for 5/26/2020 09:00 AM before Judge Robert Pitman as to Donovan Smith and Brandi Campbell. Signed by Judge Robert Pitman. (klw) (Entered: 02/05/2020)
05/05/2020	<u>60</u>	ORDER RESETTING Docket Call for 7/16/2020 09:00 AM before Judge Robert Pitman and Jury Selection / Trial for 7/27/2020 09:00 AM before Judge Robert Pitman as to Donovan Smith, Brandi Campbell. Signed by Judge Robert Pitman. (klw) (Entered: 05/05/2020)
05/05/2020		(Court only) ***Excludable started as to Donovan Smith, Brandi Campbell: (klw) (Entered: 05/05/2020)
07/09/2020	<u>66</u>	ORDER Resetting Docket Call for 10/8/2020 09:00 AM before Judge Robert Pitman and Jury Selection / Jury Trial for 10/19/2020 09:00 AM before Judge Robert Pitman as to Donovan Smith, Brandi Campbell. Signed by Judge Robert Pitman. (klw) (Entered: 07/09/2020)
07/09/2020		(Court only) ***Excludable started as to Donovan Smith, Brandi Campbell: (klw) (Entered: 07/09/2020)
09/28/2020	<u>67</u>	ORDER RESETTING Status Conference for 10/8/2020 09:30 AM before Judge Robert Pitman as to Donovan Smith, Brandi Campbell. Signed by Judge Robert Pitman. (klw) (Entered: 09/28/2020)
10/08/2020	<u>68</u>	Minute Entry for proceedings held before Judge Robert Pitman: Status Conference as to Donovan Smith, Brandi Campbell held on 10/8/2020 (Minute entry documents are not available electronically.) (Court Reporter Pamela Andasola.) (klw) (Entered: 10/08/2020)
10/08/2020	<u>69</u>	ORDER resetting Docket Call for 1/14/2021 09:00 AM and Jury Selection / Trial for 2/1/2021 09:00 AM before Judge Robert Pitman as to Donovan Smith, Brandi Campbell. Signed by Judge Robert Pitman. (klw) (Entered: 10/08/2020)
11/18/2020		(Court only) ***Excludable started/stopped as to Donovan Smith: see Order <u>69</u> (jg3) (Entered: 11/18/2020)
01/13/2021	<u>70</u>	ORDER setting Scheduling Conference by Telephone for 1/15/2021 09:30 AM before Judge Robert Pitman as to Donovan Smith, Brandi Campbell. Signed by Judge Robert Pitman. (klw) (Entered: 01/13/2021)
01/15/2021	<u>71</u>	Minute Entry for proceedings held before Judge Robert Pitman: Telephone Conference as to Donovan Smith, Brandi Campbell held on 1/15/2021. Moving of trial discussed. Written hearing forthcoming. (Minute entry documents are not available electronically.) (Court Reporter Pamela Andasola.) (klw) (Entered: 01/15/2021)
01/15/2021	<u>72</u>	ORDER Cancelling Jury Selection & Trial as to Donovan Smith, Brandi Campbell until further order of the court. Signed by Judge Robert Pitman. (klw) (Entered: 01/15/2021)

02/10/2021	<u>73</u>	ORDER GRANTING REQUEST FOR CONTINUANCE as to Donovan Smith, Brandi Campbell. Docket Call reset for 6/10/2021 09:00 AM before Judge Robert Pitman, Jury Selection / Trial set for 6/21/2021 09:00 AM before Judge Robert Pitman. Signed by Judge Robert Pitman. (klw) (Entered: 02/10/2021)
03/24/2021	<u>74</u>	Letter by Donovan Smith. (klw) (Entered: 03/24/2021)
04/19/2021	<u>75</u>	Letter by Donovan Smith. (klw) (Entered: 04/19/2021)
04/23/2021	<u>76</u>	ORDER as to Donovan Smith setting Status Conference for 4/28/2021 02:00 PM before Judge Robert Pitman. Signed by Judge Robert Pitman. (klw) (Entered: 04/23/2021)
04/28/2021	<u>77</u>	Minute Entry for proceedings held before Judge Robert Pitman: Status Conference as to Donovan Smith held on 4/28/2021 (Minute entry documents are not available electronically.) (Court Reporter Lily Reznik.) (klw) (Entered: 04/28/2021)
04/28/2021	<u>78</u>	ORDERS REGARDING COURT OPERATIONS UNDER THE EXIGENT CIRCUMSTANCESCREATED BY THE COVID-19 PANDEMIC signed by Chief Judge Orlando Garcia(jg3) (Entered: 04/28/2021)
05/13/2021	<u>80</u>	ORDER setting Status Conference for 5/20/2021 02:30 PM before Judge Robert Pitman as to Donovan Smith. Signed by Judge Robert Pitman. (klw) (Entered: 05/14/2021)
05/14/2021	<u>81</u>	MOTION to Withdraw as Attorney by Donovan Smith. (Evans, Jon) (Entered: 05/14/2021)
05/14/2021	<u>82</u>	DEFICIENCY NOTICE for Jon Evans: re <u>81</u> MOTION to Withdraw as Attorney as to Donovan Smith. <i>This document is deficient as the body requests Jesus Salinas to withdraw however the signing attorney is Jon Evans. Counsel is directed to correct the motion and refile with a proposed order.</i> (klw) (Entered: 05/14/2021)
05/17/2021	<u>83</u>	MOTION to Withdraw as Attorney by Donovan Smith. (Evans, Jon) (Entered: 05/17/2021)
05/18/2021		(Court only) ***Motions terminated as to Donovan Smith: <u>81</u> MOTION to Withdraw as Attorney filed by Donovan Smith. Clerk notes Corrected <u>83</u> Motion was filed. (klw) (Entered: 05/18/2021)
05/20/2021	<u>85</u>	Minute Entry for proceedings held before Judge Robert Pitman: Status Conference / Motions Hearing as to Donovan Smith held on 5/20/2021. Motion to withdraw filed by atty Evans; Statements of counsel and deft heard; Court will grant motion and refer to magistrate judge to appoint new counsel; Trial will be reset. (Minute entry documents are not available electronically.) (Court Reporter Lily Reznik.) (klw) (Entered: 05/20/2021)
05/21/2021		Text Order REFERRING <u>83</u> Motion to Withdraw as Attorney as to Donovan Smith (1) to Magistrate Judge Mark Lane. Entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 05/21/2021)
05/21/2021		MOTIONS as to Donovan Smith REFERRED to Magistrate Judge: <u>83</u> MOTION to Withdraw as Attorney . Referral Judge: Mark Lane. (klw) (Entered: 05/21/2021)
05/26/2021		Text Order GRANTING <u>83</u> Motion to Withdraw as Attorney as to Donovan Smith (1) Entered by Judge Robert Pitman as pronounced at the hearing on May 20, 2021. Case is referred to Judge Mark Lane for appointment of new counsel. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 05/26/2021)
05/26/2021		Attorney Jon Evans terminated as to Donovan Smith. (lt) (Entered: 05/26/2021)
05/26/2021	<u>86</u>	ORDER APPOINTING COUNSEL as to Donovan Smith. Tracy D. Cluck for Donovan Smith appointed. Signed by Judge Mark Lane. (lt) (Entered: 05/26/2021)
05/26/2021	<u>87</u>	SCHEDULING ORDER as to Donovan Smith, Brandi Campbell. Hearing on all Pending Pretrial Motions and Docket Call set for 9/9/2021 at 10:30 AM before Judge Robert Pitman, Jury Selection and Trial set for 9/20/2021 at 09:00 AM before Judge Robert Pitman. Signed by Judge Robert Pitman. (lt) Modified on 6/17/2021 (lt).

		(Entered: 05/26/2021)
05/27/2021		(Court only) ***Excludable started/ stopped as to Donovan Smith, Brandi Campbell: Based on hearing held 5/20/21. Smith XT, Campbell XR. (jg3) (Entered: 05/27/2021)
06/17/2021		Notice of Correction of Dkt. No. <u>87</u> – Reset Hearings as to Donovan Smith, Brandi Campbell: Jury Selection and Trial reset for 9/20/2021 at 09:00 AM before Judge Robert Pitman. (lt) (Entered: 06/17/2021)
07/08/2021	<u>95</u>	NOTICE OF ATTORNEY APPEARANCE Daniel M. Castillo appearing for USA. . Attorney Daniel M. Castillo added to party USA(pty:pla) (Castillo, Daniel) (Entered: 07/08/2021)
08/17/2021	<u>98</u>	NOTICE of Intent to Use Evidence by USA as to Donovan Smith, Brandi Campbell (Pierce, Sharon) (Entered: 08/17/2021)
08/26/2021	<u>99</u>	DESIGNATION OF EXPERT WITNESSES by USA as to Donovan Smith, Brandi Campbell (Castillo, Daniel) (Entered: 08/26/2021)
08/26/2021	<u>100</u>	Joint MOTION to Suppress Evidence and Request for Hearing by Donovan Smith, Brandi Campbell. (Attachments: # <u>1</u> Memo in Support, # <u>2</u> Proposed Order)(Bradt, Leonard). Added MOTION for Hearing on 9/2/2021 and modified docket text (klw). (Entered: 08/26/2021)
08/31/2021	<u>101</u>	ORDER as to Donovan Smith, Brandi Campbell setting a Telephone Conference FOR COUNSEL ONLY for 9/2/2021 09:30 AM before Judge Robert Pitman. Signed by Judge Robert Pitman. (klw) (Entered: 08/31/2021)
09/01/2021	<u>102</u>	MOTION to Continue by Donovan Smith, Brandi Campbell. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Proposed Order)(Bradt, Leonard) (Entered: 09/01/2021)
09/01/2021	<u>103</u>	AMENDED MOTION to Continue filed by Brandi Campbell, Donovan Smith . (Attachments: # <u>1</u> Exhibit, # <u>2</u> Proposed Order)(Bradt, Leonard) Modified on 9/2/2021 to correct event and docket text (klw). (Entered: 09/01/2021)
09/01/2021	<u>104</u>	MOTION for Discovery by Donovan Smith, Brandi Campbell. (Attachments: # <u>1</u> Proposed Order)(Bradt, Leonard) (Entered: 09/01/2021)
09/01/2021	<u>105</u>	MOTION for Disclosure of Brady/Giglio Information and MOTION for Early Production of Jencks Material by Donovan Smith, Brandi Campbell. (Attachments: # <u>1</u> Proposed Order)(Bradt, Leonard) Modified on 9/2/2021 to correct event and text (klw). (Entered: 09/01/2021)
09/01/2021	<u>106</u>	MOTION to Limit Use of Testimony by Donovan Smith, Brandi Campbell. (Attachments: # <u>1</u> Proposed Order)(Bradt, Leonard) Modified on 9/2/2021 to correct docket text (klw). (Entered: 09/01/2021)
09/01/2021	<u>107</u>	MOTION in Limine by Donovan Smith, Brandi Campbell. (Attachments: # <u>1</u> Proposed Order)(Bradt, Leonard) (Entered: 09/01/2021)
09/01/2021		(Court only) ***Motions terminated as to Donovan Smith, Brandi Campbell: <u>102</u> MOTION to Continue filed by Brandi Campbell, Donovan Smith. Court notes that an <u>103</u> AMENDED Motion to Continue was filed. (klw) (Entered: 09/02/2021)
09/02/2021	<u>108</u>	SUPPLEMENT to Joint <u>100</u> MOTION to Suppress by Donovan Smith, Brandi Campbell. (Bradt, Leonard) Modified on 9/2/2021 to terminate motion event, create link to underlying motion and correct docket text. (klw). (Entered: 09/02/2021)
09/02/2021		(Court only) ***Motions terminated as to Donovan Smith, Brandi Campbell: <u>108</u> MOTION to Amend/Correct filed by Brandi Campbell, Donovan Smith. Court notes document filed is not a MOTION but rather a SUPPLEMENT to a motion. (klw) (Entered: 09/02/2021)
09/02/2021		Notice of Correction: re <u>108</u> MOTION to Amend/Correct . Court notes the document filed is not a motion but rather a SUPPLEMENT to a motion. The "Motion" event has been terminated. The docket text has been corrected to reflect 'supplement' instead of 'motion'. The Supplement has been linked to the underlying motion. (klw) (Entered: 09/02/2021)

09/02/2021	<u>109</u>	Minute Entry for proceedings held before Judge Robert Pitman: Telephone Conference as to Donovan Smith, Brandi Campbell held on 9/2/2021. (Minute entry documents are not available electronically.) (Court Reporter Lily Reznik.) (klw) (Entered: 09/02/2021)
09/02/2021	<u>110</u>	ORDER RESETTING Docket Call and All Pending Motions Hearing for 9/10/2021 09:00 AM before Judge Robert Pitman as to Donovan Smith, Brandi Campbell. Signed by Judge Robert Pitman. (klw) (Entered: 09/02/2021)
09/06/2021	<u>111</u>	RESPONSE in Opposition by USA as to Donovan Smith, Brandi Campbell re <u>100</u> MOTION to Suppress MOTION for Hearing filed by Defendant Brandi Campbell, Defendant Donovan Smith (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 4, # <u>4</u> Exhibit 5, # <u>5</u> Exhibit 8, # <u>6</u> Exhibit 9, # <u>7</u> Exhibit 10, # <u>8</u> Exhibit 11, # <u>9</u> Exhibit 12, # <u>10</u> Exhibit 14)(Pierce, Sharon) (Entered: 09/06/2021)
09/08/2021	<u>112</u>	RESPONSE in Opposition by USA as to Donovan Smith, Brandi Campbell re <u>106</u> MOTION filed by Defendant Brandi Campbell, Defendant Donovan Smith (Castillo, Daniel) (Entered: 09/08/2021)
09/08/2021	<u>113</u>	NOTICE of Intent to Use Evidence by USA as to Donovan Smith, Brandi Campbell (Pierce, Sharon) (Entered: 09/08/2021)
09/09/2021	<u>114</u>	RESPONSE in Opposition by USA as to Donovan Smith, Brandi Campbell re <u>103</u> MOTION to Continue filed by Defendant Brandi Campbell, Defendant Donovan Smith, <u>102</u> MOTION to Continue filed by Defendant Brandi Campbell, Defendant Donovan Smith, <u>104</u> MOTION for Discovery filed by Defendant Brandi Campbell, Defendant Donovan Smith (Pierce, Sharon) (Entered: 09/09/2021)
09/09/2021	<u>115</u>	Proposed Voir Dire by USA as to Donovan Smith, Brandi Campbell (Pierce, Sharon) (Entered: 09/09/2021)
09/09/2021	<u>116</u>	RESPONSE in Opposition by USA as to Donovan Smith, Brandi Campbell re <u>105</u> MOTION for Disclosure filed by Defendant Brandi Campbell, Defendant Donovan Smith (Castillo, Daniel) (Entered: 09/09/2021)
09/09/2021	<u>117</u>	RESPONSE TO MOTION by USA as to Donovan Smith, Brandi Campbell re <u>107</u> MOTION in Limine filed by Defendant Brandi Campbell, Defendant Donovan Smith (Pierce, Sharon) (Entered: 09/09/2021)
09/09/2021	<u>118</u>	TRIAL BRIEF by USA as to Donovan Smith, Brandi Campbell <i>United States' Trial Brief On Asset Forfeiture Issues</i> (Almonte, Robert) (Entered: 09/09/2021)
09/09/2021	<u>119</u>	MOTION to Amend/Correct <i>Indictment</i> by USA as to Donovan Smith, Brandi Campbell. (Pierce, Sharon) (Entered: 09/09/2021)
09/09/2021	<u>120</u>	MOTION for permission to examine prospective jurors by Donovan Smith, Brandi Campbell. (Attachments: # <u>1</u> Proposed Order)(Bradt, Leonard) (Entered: 09/09/2021)
09/10/2021	<u>121</u>	Minute Entry for proceedings held before Judge Robert Pitman: Docket Call and Pending Motions Hearing as to Donovan Smith, Brandi Campbell held on 9/10/2021 (Minute entry documents are not available electronically.) COURT DENIES <u>105</u> MOTION for Disclosure; COURT DENIES <u>103</u> MOTION to Continue; COURT TAKES UNDER ADVISEMENT <u>100</u> MOTION to Suppress; COURT DENIES <u>104</u> . Jury Selection details discussed. (Minute entry documents are not available electronically.) (Court Reporter Lily Reznik.) (klw) Modified on 9/13/2021 to correct hearing date(klw) (Entered: 09/13/2021)
09/10/2021	<u>122</u>	WITNESS LIST for <u>121</u> Docket Call and Pending Motions Hearing as to Donovan Smith and Brandi Campbell. (klw) (Entered: 09/13/2021)
09/10/2021	<u>123</u>	EXHIBIT LIST by USA for <u>121</u> Docket Call & Pending Motions Hearing as to Donovan Smith, Brandi Campbell. (klw) (Additional attachment(s) added on 9/14/2021: # <u>1</u> Govt Exhibits 1-2, 4-5, 8-12, # <u>2</u> Govt Exhibit 13, # <u>3</u> Govt Exhibits 14-16) (<i>Govt Exhibits 3, 6-7b are audio/video files and not compatible with upload. Files are retained in the Permanent Archive.</i>)(klw). (Entered: 09/13/2021)
09/14/2021		Text Order TAKING UNDER ADVISEMENT <u>100</u> Motion to Suppress as to Donovan Smith (1), Brandi Campbell (2); Entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jg)

		(Entered: 09/14/2021)
09/14/2021		Text Order DENYING 103 Motion to Continue as to Donovan Smith (1), Brandi Campbell (2)– as stated on the record on 9/10/21 Entered by Judge Robert Pitman. (This is a text–only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 09/14/2021)
09/14/2021		Text Order DENYING 104 Motion for Discovery as to Donovan Smith (1), Brandi Campbell (2) as stated on the record on 9/10/21 Entered by Judge Robert Pitman. (This is a text–only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 09/14/2021)
09/14/2021		Text Order DENYING 105 Motion for Disclosure as to Donovan Smith (1), Brandi Campbell (2) as stated on the record on 9/10/21 Entered by Judge Robert Pitman. (This is a text–only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 09/14/2021)
09/14/2021		Text Order MOOTING 106 Motion as to Donovan Smith (1), Brandi Campbell (2) as stated on the record on 9/10/21 Entered by Judge Robert Pitman. (This is a text–only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 09/14/2021)
09/14/2021		Text Order GRANTING IN PART AND DENYING IN PART 107 Motion in Limine as to Donovan Smith (1), Brandi Campbell (2) as stated on the record on 9/10/21 Entered by Judge Robert Pitman. (This is a text–only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 09/14/2021)
09/14/2021		Text Order GRANTING 119 Motion to Amend/Correct as to Donovan Smith (1), Brandi Campbell (2) as stated on the record on 9/10/21 Entered by Judge Robert Pitman. (This is a text–only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 09/14/2021)
09/14/2021		Text Order DENYING 120 Motion for permission to examine prospective jurors as to Donovan Smith (1), Brandi Campbell (2) as stated on the record on 9/10/21 Entered by Judge Robert Pitman. (This is a text–only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 09/14/2021)
09/15/2021	124	Proposed MOTION <i>Findings of Fact And Conclusions of Law</i> re 100 MOTION to Suppress MOTION for Hearing by Donovan Smith, Brandi Campbell. (Bradt, Leonard) (Entered: 09/15/2021)
09/16/2021	125	Proposed findings of fact and conclusions of law filed by USA as to Donovan Smith, Brandi Campbell <i>as to Suppression hearing</i> (Castillo, Daniel) (Entered: 09/16/2021)
09/16/2021		(Court only) ***Motions terminated as to Donovan Smith, Brandi Campbell: 124 Proposed MOTION <i>Findings of Fact And Conclusions of Law</i> re 100 MOTION to Suppress MOTION for Hearing filed by Brandi Campbell, Donovan Smith. (dm) (Entered: 09/16/2021)
09/16/2021	126	ORDER as to Donovan Smith, Brandi Campbell, (Pretrial Conference set for 9/17/2021 01:30 PM before Judge Robert Pitman,). Signed by Judge Robert Pitman. (jg3) (Entered: 09/16/2021)
09/17/2021	127	Proposed Jury Instructions by USA as to Donovan Smith (Almonte, Robert) (Entered: 09/17/2021)
09/17/2021	129	Minute Entry for proceedings held before Judge Robert Pitman: Pretrial Conference as to Donovan Smith, Brandi Campbell held on 9/17/2021. Deft Smith requests to continue pro se – granted; Tracy Cluck to remain as stand–by counsel. Defts make oral Motion to continue trial – granted; Written Order to follow. (Minute entry documents are not available electronically.) (Court Reporter Lily Reznik.) (klw) (Entered: 09/20/2021)
09/17/2021		ORAL MOTION to Continue during 129 Pretrial Conference by Donovan Smith and Brandi Campbell. (klw) (Entered: 09/20/2021)
09/17/2021		ORAL MOTION to proceed Pro Se by Donovan Smith during 129 Pretrial Conference. (klw) (Entered: 09/20/2021)

09/17/2021		ORAL ORDER GRANTING Smith's Oral Motion to proceed Pro Se as to Donovan Smith (1). Court appoints Tracy Cluck to remain as Stand-By counsel. Signed by Judge Robert Pitman. (klw) (Entered: 09/20/2021)
09/20/2021	<u>130</u>	ORDER DENYING Defendants' <u>100</u> Motion to Suppress as to Donovan Smith (1), Brandi Campbell (2). Signed by Judge Robert Pitman. (klw) (Entered: 09/20/2021)
09/20/2021	<u>131</u>	ORDER setting Docket Call for 10/28/2021 11:00 AM before Judge Robert Pitman as to Donovan Smith, Brandi Campbell. Signed by Judge Robert Pitman. (klw) (Entered: 09/21/2021)
09/20/2021	<u>132</u>	ORDER GRANTING ORAL MOTION FOR CONTINUANCE as to Donovan Smith, Brandi Campbell. Jury Selection / Trial reset for 11/8/2021 09:00 AM before Judge Robert Pitman. Signed by Judge Robert Pitman. (klw) (Entered: 09/21/2021)
09/21/2021		Copy of <u>131</u> Order Setting Final Docket Call and <u>132</u> Order sent to Donovan Smith via regular mail at Donovan Smith, CID#190043, 3201 East Hwy 6, Waco TX, 76705. (klw) Modified on 9/22/2021 to correct link to document (jg3). (Entered: 09/21/2021)
10/05/2021	<u>133</u>	ORDER resetting Docket Call for 10/29/2021 03:00 PM before Judge Robert Pitman as to Donovan Smith, Brandi Campbell. Signed by Judge Robert Pitman. (klw) (Entered: 10/05/2021)
10/08/2021	<u>135</u>	MOTION to Continue by Donovan Smith. (klw) (Entered: 10/12/2021)
10/08/2021	<u>136</u>	Supplement to <u>135</u> MOTION to Continue by Donovan Smith. (klw) (Entered: 10/12/2021)
10/08/2021	<u>137</u>	(Ex Parte) SEALED EX PARTE MOTION Filed. (klw) (Entered: 10/12/2021)
10/11/2021	<u>134</u>	NOTICE of Intent to Use Evidence by USA as to Donovan Smith, Brandi Campbell (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit)(Pierce, Sharon) (Entered: 10/11/2021)
10/14/2021	<u>138</u>	ORDER REFERRING MOTION as to Donovan Smith: <u>137</u> SEALED EX PARTE MOTION Filed filed by Donovan Smith. Signed by Judge Robert Pitman.. Referral Magistrate Judge: Susan Hightower. (klw) (Entered: 10/14/2021)
10/14/2021	<u>139</u>	(Ex Parte) SEALED EX PARTE MOTION Filed (Attachments: # <u>1</u> Proposed Order Order for Protective Order) (Cluck, Tracy) (Entered: 10/14/2021)
10/15/2021	<u>140</u>	ORDER REFERRING MOTION as to Donovan Smith: <u>139</u> SEALED EX PARTE MOTION Filed filed by Donovan Smith. Signed by Judge Robert Pitman.. Referral Magistrate Judge: Susan Hightower. (dm) (Entered: 10/15/2021)
10/15/2021	<u>141</u>	RESPONSE in Opposition by USA as to Donovan Smith re <u>135</u> MOTION to Continue filed by Defendant Donovan Smith (Pierce, Sharon) (Entered: 10/15/2021)
10/15/2021	<u>142</u>	Supplement by Donovan Smith As to Motion for Miscellaneous Relief Filed on or about 10/12/21 (Cluck, Tracy) (Entered: 10/15/2021)
10/15/2021	<u>143</u>	Ex Parte Sealed Order. Signed by Judge Susan Hightower. (dm) Modified on 7/1/2022 to add ex parte (klw). (Entered: 10/15/2021)
10/15/2021		Motions No Longer Referred as to Donovan Smith: <u>139</u> SEALED EX PARTE MOTION Filed. (dm) (Entered: 10/15/2021)
10/15/2021	<u>144</u>	Envelope from Donovan Smith received through the US Postal mail. Envelope was mangled and torn completely open from one end to the other while in the custody of the US Postal Service and when we received it, it was empty. (klw) (Entered: 10/20/2021)
10/20/2021	<u>145</u>	Letter to Donovan Smith re: <u>144</u> Empty envelope received by the Court from the US Postal service. (Attachments: # <u>1</u> Docket Summary, # <u>2</u> Mangled Envelope)(klw) (Entered: 10/20/2021)
10/20/2021	<u>146</u>	Ex Parte Sealed Order. Signed by Judge Susan Hightower. (klw) (Entered: 10/20/2021)
10/20/2021		Motions No Longer Referred as to Donovan Smith: <u>137</u> SEALED EX PARTE MOTION Filed. (klw) (Entered: 10/20/2021)

10/20/2021	<u>147</u>	ORDER GRANTING MOTION FOR CONTINUANCE <u>135</u> MOTION to Continue filed by Donovan Smith and also as to Brandi Campbell. Docket Call reset for 1/7/2022 11:00 AM before Judge Robert Pitman, Jury Selection / Trial reset for 1/24/2022 09:00 AM before Judge Robert Pitman. Signed by Judge Robert Pitman. (klw) (Entered: 10/20/2021)
10/25/2021	<u>148</u>	MOTION to Strike <i>Surplusage</i> by Donovan Smith. (Attachments: # <u>1</u> Proposed Order Order Striking Surplusage)(Cluck, Tracy) (Entered: 10/25/2021)
10/25/2021	<u>149</u>	MOTION to Dismiss Counts <i>Three</i> of Indictment or COMPEL Election Between Multiplicitous Firearms and Ammunition Counts by Donovan Smith. (Attachments: # <u>1</u> Proposed Order Order on Motion to Dismiss Count Three)(Cluck, Tracy) Modified on 10/25/2021 to modify text to include second part of motion (klw). (Entered: 10/25/2021)
10/25/2021	<u>150</u>	Supplement by Donovan Smith <i>Supplement No. 2 on Motion for Miscellaneous Relief</i> (Cluck, Tracy) (Entered: 10/25/2021)
10/25/2021	<u>151</u>	Supplement by Donovan Smith re <u>135</u> MOTION to Continue <i>Supplement No. 2</i> (Cluck, Tracy) (Entered: 10/25/2021)
10/25/2021	<u>152</u>	(Ex Parte) SEALED EX PARTE MOTION Filed (Attachments: # <u>1</u> Proposed Order Sealed Ex Parte Order for Experts) (Cluck, Tracy) (Entered: 10/25/2021)
10/25/2021	<u>153</u>	NOTICE OF CHANGE OF ADDRESS by Donovan Smith. (klw) (Entered: 10/25/2021)
10/25/2021		(Court only) ***Staff Notes as to Donovan Smith: In light of the Defendant's Notice of Change of Address received on 10/25/21, the court resent <u>144</u> Envelope, <u>145</u> Letter, <u>146</u> Ex Parte Order and <u>147</u> Order to Mr. Smith via regular mail at the new mailing address in Bastrop, Texas. (klw) (Entered: 10/25/2021)
10/25/2021		Text Order REFERRING <u>152</u> Ex Parte Motion as to Donovan Smith (1) to Judge Susan Hightower for resolution pursuant to 18 U.S.C. § 3006A(b), 28 U.S.C. § 636(b)(1)(B), and Rule 44 of the Federal Rules of Criminal Procedure. Entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 10/25/2021)
10/25/2021		MOTIONS as to Donovan Smith REFERRED to Magistrate Judge: <u>152</u> SEALED EX PARTE MOTION Filed. Referral Judge: Susan Hightower. (klw) (Entered: 10/25/2021)
10/25/2021	<u>154</u>	MOTION <i>For Miscellaneous Relief</i> by Donovan Smith. (Attachments: # <u>1</u> Exhibit Exhibit A, # <u>2</u> Proposed Order Order for Miscellaneous Relief)(Cluck, Tracy) (Entered: 10/25/2021)
10/26/2021	<u>155</u>	EX Parte Sealed Order. Signed by Judge Susan Hightower. (klw) (Entered: 10/26/2021)
10/26/2021		Motions No Longer Referred as to Donovan Smith: <u>152</u> SEALED EX PARTE MOTION Filed. (klw) (Entered: 10/26/2021)
11/01/2021	<u>156</u>	(Court only) Returned mail for Donovan Smith; re <u>138</u> Order Referring Motion; Returned for: Undeliverable as Addressed – Unable to Forward. (Clerk notes Order will be resent to defendant at the new Bastrop address.) (klw) (Entered: 11/02/2021)
11/02/2021	<u>157</u>	RESPONSE TO MOTION by USA as to Donovan Smith, Brandi Campbell re <u>135</u> MOTION to Continue filed by Defendant Donovan Smith (Pierce, Sharon) (Entered: 11/02/2021)
11/03/2021	<u>158</u>	RESPONSE in Opposition by USA as to Donovan Smith re <u>148</u> MOTION to Strike <i>Surplusage</i> filed by Defendant Donovan Smith (Pierce, Sharon) (Entered: 11/03/2021)
11/03/2021	<u>161</u>	(Court only) Returned mail for Donovan Smith re <u>147</u> Order Granting Motion for Continuance ; Returned for: Not at this Address. (klw)(Clerk notes copy has already been resent to defendant on 10/25/21.) (Entered: 11/04/2021)
11/04/2021	<u>159</u>	RESPONSE in Opposition by USA as to Donovan Smith re <u>154</u> MOTION <i>For Miscellaneous Relief</i> filed by Defendant Donovan Smith (Pierce, Sharon) (Entered: 11/04/2021)

11/04/2021	<u>160</u>	RESPONSE in Opposition by USA as to Donovan Smith re <u>149</u> MOTION to Dismiss Counts <i>Three</i> filed by Defendant Donovan Smith (Pierce, Sharon) (Entered: 11/04/2021)
11/04/2021	<u>162</u>	(Court only) Returned mail for Donovan Smith; re <u>144</u> Letter filed by Donovan Smith and <u>145</u> Letter from the Court; Returned for: No at this Address. (klw) (Clerk notes copy has already been resent to defendant on 10/25/21.) (Entered: 11/04/2021)
11/11/2021	<u>163</u>	(Ex Parte) SEALED EX PARTE MOTION Filed (Attachments: # <u>1</u> Proposed Order Sealed Ex PArte Order on Motion to Reconsider) (Cluck, Tracy) (Entered: 11/11/2021)
11/12/2021	<u>164</u>	(Ex Parte) SEALED EX PARTE DOCUMENT Filed (Attachments: # <u>1</u> Exhibit Exhibit A, # <u>2</u> Exhibit Exhibit B) (Cluck, Tracy) (Entered: 11/12/2021)
11/12/2021	<u>165</u>	(Ex Parte) SEALED EX PARTE MOTION Filed (Attachments: # <u>1</u> Proposed Order Sealed Ex Parte Order for Free Record) (Cluck, Tracy) (Entered: 11/12/2021)
11/12/2021	<u>166</u>	ORDER REFERRING MOTION as to Donovan Smith: <u>163</u> SEALED EX PARTE MOTION Filed filed by Donovan Smith. Signed by Judge Robert Pitman.. Referral Magistrate Judge: Susan Hightower. (klw) (Entered: 11/12/2021)
11/16/2021	<u>169</u>	SUPERSEDING INDICTMENT (Redacted Version) with Notice of Forfeiture included as to Donovan Smith & Brandi Campbell. Unredacted document sealed pursuant to E-Government Act of 2002 as to Donovan Smith (1) count(s) 1s, 3s, Brandi Campbell (2) count(s) 2s, 4s. (Attachments: # <u>1</u> Redacted Personal Data Sheet) (klw) (Entered: 11/16/2021)
11/16/2021	<u>170</u>	*SEALED* UNREDACTED SUPERSEDING INDICTMENT: In Compliance with the E-Government Act, this document should remain SEALED and not made available to the public as to Donovan Smith, Brandi Campbell. (Attachments: # <u>1</u> Personal Data Sheet) (klw) (Entered: 11/16/2021)
11/17/2021	<u>171</u>	NOTICE OF Setting Arraignment as to Donovan Smith for 11/23/2021 09:30 AM before Judge Mark Lane.(klw) (Entered: 11/17/2021)
11/18/2021		Text Order MOOTING <u>148</u> Motion to Strike in light of the Superseding Indictment filed November 16, 2021 as to Donovan Smith (1) Entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 11/18/2021)
11/18/2021		Text Order MOOTING <u>149</u> Motion to Dismiss Counts in light of the Superseding Indictment filed November 16, 2021 as to Donovan Smith (1) Entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 11/18/2021)
11/18/2021		Text Order DENYING <u>154</u> Motion as to Donovan Smith (1) Entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 11/18/2021)
11/18/2021		Text Order GRANTING <u>165</u> Ex Parte Motion as to Donovan Smith (1). Stand-by counsel Tracy Cluck shall submit the request to the court reporter as required by local rules. Entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 11/18/2021)
11/19/2021	<u>174</u>	Waiver of personal appearance at Arraignment, plea of not guilty by Donovan Smith (Cluck, Tracy) (Entered: 11/19/2021)
11/19/2021	<u>175</u>	(Ex Parte) SEALED EX PARTE MOTION Filed (Attachments: # <u>1</u> Exhibit Subpoenas, # <u>2</u> Proposed Order Sealed Ex Parte Order to Issue Subpoenas) (Cluck, Tracy) (Entered: 11/19/2021)
11/19/2021	<u>177</u>	Order Accepting Waiver of Personal Appearance at Arraignment and Entry of Plea of Not Guilty by Donovan Smith. Signed by Judge Mark Lane. (dm) (Entered: 11/19/2021)
11/19/2021	<u>178</u>	(Court only) Returned mail for Donovan Smith; re <u>140</u> Order Referring Motion ; Returned for: Not at this Address. (dm) (Entered: 11/22/2021)

11/22/2021	<u>179</u>	ORDER REFERRING MOTION as to Donovan Smith: <u>175</u> SEALED EX PARTE MOTION Filed filed by Donovan Smith. Signed by Judge Robert Pitman.. Referral Magistrate Judge: Susan Hightower. (dm) (Entered: 11/22/2021)
11/24/2021	<u>180</u>	Ex Parte Sealed Order. Signed by Judge Susan Hightower. (lt) Modified on 7/1/2022 to add ex parte (klw). (Entered: 11/24/2021)
11/24/2021		(Court only) ***Excludable(s) stopped as to Donovan Smith (lt) (Entered: 11/24/2021)
11/29/2021	<u>181</u>	MOTION for Discovery by USA as to Donovan Smith. (Attachments: # <u>1</u> Proposed Order)(Pierce, Sharon) (Entered: 11/29/2021)
12/01/2021	<u>183</u>	NOTICE of Alibi as to Donovan Smith, Brandi Campbell <i>Government's Request for Notice of Intended Alibi Defense</i> (Pierce, Sharon) (Entered: 12/01/2021)
12/02/2021	<u>184</u>	MOTION to Strike <i>Surplusage in SS Indictment</i> <u>169</u> Indictment, by Donovan Smith. (Attachments: # <u>1</u> Proposed Order Order Striking Surplusage)(Cluck, Tracy) (Entered: 12/02/2021)
12/02/2021	<u>185</u>	MOTION to Extend Time to File Pre-Trial Motions by Donovan Smith. (Attachments: # <u>1</u> Proposed Order Order Extending Motions Deadline)(Cluck, Tracy) (Entered: 12/02/2021)
12/02/2021	<u>186</u>	MOTION for Disclosure of <i>Grand Jury Testimony</i> by Donovan Smith. (Attachments: # <u>1</u> Proposed Order Order to Produce Grand Jury Testimony)(Cluck, Tracy) (Entered: 12/02/2021)
12/03/2021	<u>187</u>	Second MOTION to Suppress by Donovan Smith. (Attachments: # <u>1</u> Proposed Order Order on Motion to Suppress)(Cluck, Tracy) (Entered: 12/03/2021)
12/03/2021	<u>188</u>	MOTION that <i>Pro Se Defendant Not be Restrained at Trial</i> by Donovan Smith. (Attachments: # <u>1</u> Proposed Order Order that Pro Se Defendant Not be Restrained at Trial)(Cluck, Tracy) (Entered: 12/03/2021)
12/06/2021	<u>189</u>	(Ex Parte) SEALED EX PARTE DOCUMENT Filed (Cluck, Tracy) (Entered: 12/06/2021)
12/06/2021	<u>190</u>	Ex Parte Sealed Order. Signed by Judge Susan Hightower. (klw) (Entered: 12/06/2021)
12/06/2021		Motions No Longer Referred as to Donovan Smith: <u>163</u> SEALED EX PARTE MOTION Filed. (klw) (Entered: 12/06/2021)
12/08/2021	<u>191</u>	Supplement by Donovan Smith to <u>185</u> Motion to Extend Time to File Pre-Trial Motions (Cluck, Tracy) Modified on 12/8/2021 to modify text and create link to underlying motion (klw). (Entered: 12/08/2021)
12/08/2021	<u>192</u>	MOTION for Relief from Misjoinder by Donovan Smith. (Attachments: # <u>1</u> Proposed Order Order on Misjoinder)(Cluck, Tracy) (Entered: 12/08/2021)
12/08/2021	<u>193</u>	MOTION to Sever Defendant by Donovan Smith. (Attachments: # <u>1</u> Proposed Order Order on Motion to Sever)(Cluck, Tracy) (Entered: 12/08/2021)
12/08/2021	<u>194</u>	MOTION to Inspect Documents and Objects by Donovan Smith. (Attachments: # <u>1</u> Proposed Order Order on Request to Inspect)(Cluck, Tracy) (Entered: 12/08/2021)
12/08/2021	<u>195</u>	MOTION to Produce <i>Medical Records</i> by Donovan Smith. (Attachments: # <u>1</u> Exhibit Exhibit A, # <u>2</u> Exhibit Exhibit B, # <u>3</u> Proposed Order Order to Produce Medical Records)(Cluck, Tracy) (Entered: 12/08/2021)
12/09/2021	<u>196</u>	RESPONSE TO MOTION by USA as to Donovan Smith re <u>188</u> MOTION that Pro Se Defendant Not be Restrained at Trial filed by Defendant Donovan Smith (Pierce, Sharon) (Entered: 12/09/2021)
12/09/2021	<u>197</u>	RESPONSE in Opposition by USA as to Donovan Smith re <u>185</u> MOTION to Extend Motions Deadline filed by Defendant Donovan Smith (Attachments: # <u>1</u> Proposed Order)(Pierce, Sharon) (Entered: 12/09/2021)
12/09/2021	<u>198</u>	RESPONSE in Opposition by USA as to Donovan Smith re <u>186</u> MOTION for Disclosure of <i>Grand Jury Testimony</i> filed by Defendant Donovan Smith (Attachments:

		# <u>1</u> Proposed Order)(Pierce, Sharon) (Entered: 12/09/2021)
12/09/2021	<u>199</u>	RESPONSE in Opposition by USA as to Donovan Smith re <u>187</u> Second MOTION to Suppress filed by Defendant Donovan Smith (Attachments: # <u>1</u> Proposed Order)(Pierce, Sharon) (Entered: 12/09/2021)
12/10/2021	<u>200</u>	MOTION to Inspect Documents and Objects by Donovan Smith (Cluck, Tracy) Modified on 12/10/2021 to modify docket text and create motion event (klw). (Entered: 12/10/2021)
12/10/2021		Notice of Correction: re <u>200</u> NOTICE. Document has been modified to create a motion event and docket entry text has been modified accordingly. (klw) (Entered: 12/10/2021)
12/14/2021	<u>201</u>	RESPONSE in Opposition by USA as to Donovan Smith re <u>184</u> MOTION to Strike <i>Surplusage in SS Indictment</i> <u>169</u> Indictment, filed by Defendant Donovan Smith (Castillo, Daniel) Modified on 12/14/2021 (Incorrectly linked to deft Campbell) (klw). (Entered: 12/14/2021)
12/14/2021	<u>202</u>	Certificate of Service by USA as to Donovan Smith, Brandi Campbell re <u>201</u> Response in Opposition to Motion (Castillo, Daniel) (Entered: 12/14/2021)
12/20/2021	<u>203</u>	RESPONSE in Opposition by USA as to Donovan Smith re <u>192</u> MOTION for Relief from <i>Misjoinder</i> filed by Defendant Donovan Smith (Pierce, Sharon) (Entered: 12/20/2021)
12/21/2021	<u>204</u>	RESPONSE in Opposition by USA as to Donovan Smith re <u>193</u> MOTION to Sever Defendant filed by Defendant Donovan Smith (Pierce, Sharon) (Entered: 12/21/2021)
12/27/2021	<u>205</u>	ORDER RESETTING (time change only) Docket Call for 1/7/2022 10:00 AM before Judge Robert Pitman as to Donovan Smith, Brandi Campbell. Signed by Judge Robert Pitman. (klw) (Entered: 12/27/2021)
01/04/2022	<u>206</u>	REPLY TO RESPONSE to Motion by Donovan Smith re <u>187</u> Second MOTION to Suppress filed by Defendant Donovan Smith (Cluck, Tracy) (Entered: 01/04/2022)
01/04/2022	<u>207</u>	MOTION to Dismiss Indictment/Information by Donovan Smith. (Attachments: # <u>1</u> Proposed Order Order on Motion to Dismiss Indictment)(Cluck, Tracy) (Entered: 01/04/2022)
01/04/2022	<u>208</u>	MOTION to Dismiss Indictment/Information for <i>Violation of Speedy Trial Act</i> by Donovan Smith. (Attachments: # <u>1</u> Exhibit Exhibit A, # <u>2</u> Exhibit Exhibit B, # <u>3</u> Exhibit Exhibit C, # <u>4</u> Exhibit Exhibit D, # <u>5</u> Exhibit Exhibit E, # <u>6</u> Exhibit Exhibit F, # <u>7</u> Proposed Order Order on Motion to Dismiss for Speedy Trial Violation)(Cluck, Tracy) (Entered: 01/04/2022)
01/04/2022	<u>209</u>	MOTION to Dismiss Indictment/Information for <i>Double Jeopardy Violation</i> by Donovan Smith. (Attachments: # <u>1</u> Exhibit Exhibit A Response to Ander's Brief, # <u>2</u> Exhibit Exhibit B Transcript from Plea Hearing, # <u>3</u> Proposed Order Order on Motion to Dismiss Double Jeopardy)(Cluck, Tracy) (Entered: 01/04/2022)
01/05/2022	<u>210</u>	Advisory to the Court by Donovan Smith (Attachments: # <u>1</u> Exhibit Exhibit A, # <u>2</u> Exhibit Exhibit B)(Cluck, Tracy) (Entered: 01/05/2022)
01/05/2022	<u>211</u>	REPLY TO RESPONSE to Motion by Donovan Smith re <u>193</u> MOTION to Sever Defendant filed by Defendant Donovan Smith (Attachments: # <u>1</u> Exhibit Exhibit A)(Cluck, Tracy) (Entered: 01/05/2022)
01/05/2022	<u>212</u>	REPLY TO RESPONSE to Motion by Donovan Smith re <u>192</u> MOTION for Relief from <i>Misjoinder</i> filed by Defendant Donovan Smith (Attachments: # <u>1</u> Exhibit Exhibit A)(Cluck, Tracy) (Entered: 01/05/2022)
01/05/2022	<u>213</u>	(Ex Parte) SEALED EX PARTE MOTION Filed (Attachments: # <u>1</u> Proposed Order Ex Parte Order fro Subpoenas, # <u>2</u> Exhibit Subpoenas) (Cluck, Tracy) (Entered: 01/05/2022)
01/06/2022	<u>214</u>	MOTION to Dismiss for Violations of Due Process and Speedy Trial by Donovan Smith. (Attachments: # <u>1</u> Addendums, # <u>2</u> Exhibits A – P (Except for F & G), # <u>3</u> Proposed Order)(klw)(<i>Clerk notes exhibits F & G are not included and will be filed at</i>

		<i>a later date.) (Entered: 01/06/2022)</i>
01/06/2022	<u>215</u>	(Ex Parte) SEALED EX PARTE MOTION Filed (Attachments: # <u>1</u> Exhibit Exhibit A Subpoenas, # <u>2</u> Proposed Order Sealed Ex Parte Order) (Cluck, Tracy) (Entered: 01/06/2022)
01/10/2022	<u>216</u>	ORDER as to Donovan Smith, Brandi Campbell, (Docket Call and All Pending Motions Hearing reset for 1/13/2022 at 10:00 AM before Judge Robert Pitman,). Signed by Judge Robert Pitman. (dm) (Entered: 01/10/2022)
01/10/2022	<u>217</u>	ORDER REFERRING MOTION as to Donovan Smith: <u>213</u> SEALED EX PARTE MOTION Filed filed by Donovan Smith, <u>215</u> SEALED EX PARTE MOTION Filed filed by Donovan Smith. Signed by Judge Robert Pitman.. Referral Magistrate Judge: Susan Hightower. (dm) (Entered: 01/10/2022)
01/13/2022	<u>218</u>	Minute Entry for proceedings held before Judge Robert Pitman: Pretrial Conference as to Donovan Smith, Brandi Campbell held on 1/13/2022. Pending motions argued. Jury Selection/Trial reset. Written Order forthcoming. (Minute entry documents are not available electronically.) (Court Reporter Lily Reznik.) (klw) (Entered: 01/14/2022)
01/13/2022		ORAL MOTION to Continue by Donovan Smith during <u>218</u> Pretrial Conference. Counsel for Brandi Campbell joins Motion. (klw) (Entered: 01/24/2022)
01/14/2022		Text Order DENYING <u>184</u> Motion to Strike as to Donovan Smith (1) Entered by Judge Robert Pitman– as stated on the record on 01/13/2022. (This is a text–only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 01/14/2022)
01/14/2022		Text Order DENYING <u>186</u> Motion for Disclosure as to Donovan Smith (1) Entered by Judge Robert Pitman– as stated on the record on 01/13/2022 (This is a text–only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 01/14/2022)
01/14/2022		Text Order DENYING <u>187</u> Motion to Suppress as to Donovan Smith (1) Entered by Judge Robert Pitman– as stated on the record on 01/13/2022. (This is a text–only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 01/14/2022)
01/14/2022		Text Order DENYING AS MOOT <u>194</u> Motion to Inspect as to Donovan Smith (1) Entered by Judge Robert Pitman– as stated on the record on 01/13/2022 (This is a text–only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 01/14/2022)
01/14/2022		Text Order DENYING <u>195</u> Motion to Produce as to Donovan Smith (1) Entered by Judge Robert Pitman – as stated on the record on 01/13/2022 (This is a text–only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 01/14/2022)
01/14/2022		Text Order DENYING AS MOOT <u>200</u> Motion as to Donovan Smith (1) Entered by Judge Robert Pitman– as stated on the record on 01/13/2022 (This is a text–only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 01/14/2022)
01/14/2022		Text Order TAKING UNDER ADVISEMENT <u>188</u> Motion to not be restrained at trial as to Donovan Smith (1) Entered by Judge Robert Pitman. (This is a text–only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 01/14/2022)
01/14/2022	<u>219</u>	EX PARTE Sealed Order. Signed by Judge Susan Hightower. (klw) Modified on 1/18/2022 to correct judge (klw). (Entered: 01/18/2022)
01/14/2022		(Court only) ***Motions terminated as to Donovan Smith: <u>215</u> SEALED EX PARTE MOTION Filed filed by Donovan Smith, <u>213</u> SEALED EX PARTE MOTION Filed filed by Donovan Smith., Motions No Longer Referred as to Donovan Smith: <u>213</u> SEALED EX PARTE MOTION Filed, <u>215</u> SEALED EX PARTE MOTION Filed. (Ruled on in <u>219</u> Ex Parte Sealed Order.) (klw) (Entered: 01/18/2022)

01/21/2022	<u>222</u>	Supplement by Donovan Smith re <u>209</u> MOTION to Dismiss Indictment/Information for <i>Double Jeopardy Violation</i> (Attachments: # <u>1</u> Exhibit Exhibit C, # <u>2</u> Exhibit Exhibit D)(Cluck, Tracy) (Entered: 01/21/2022)
01/21/2022	<u>223</u>	Supplement by Donovan Smith re <u>208</u> MOTION to Dismiss Indictment/Information for <i>Violation of Speedy Trial Act</i> (Attachments: # <u>1</u> Exhibit Exhibit B Add'l, # <u>2</u> Exhibit Exhibit C Add'l, # <u>3</u> Exhibit Exhibit G, # <u>4</u> Exhibit Exhibit H)(Cluck, Tracy) (Entered: 01/21/2022)
01/24/2022	<u>224</u>	ORDER GRANTING ORAL MOTIONS FOR CONTINUANCE as to Donovan Smith, Brandi Campbell. Jury Selection reset for 2/25/2022 09:00AM before Judge Robert Pitman, Jury Trial reset for 2/28/2022 08:30 AM before Judge Robert Pitman. Signed by Judge Robert Pitman. (klw) (Entered: 01/24/2022)
01/24/2022	<u>225</u>	RESPONSE in Opposition by USA as to Donovan Smith, Brandi Campbell re <u>209</u> MOTION to Dismiss Indictment/Information for <i>Double Jeopardy Violation</i> filed by Defendant Donovan Smith (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3)(Pierce, Sharon) (Entered: 01/24/2022)
01/25/2022	<u>226</u>	RESPONSE in Opposition by USA as to Donovan Smith re <u>207</u> MOTION to Dismiss Indictment/Information filed by Defendant Donovan Smith (Castillo, Daniel) (Entered: 01/25/2022)
01/26/2022	<u>228</u>	Supplement by Donovan Smith re <u>214</u> MOTION to Dismiss Indictment/Information (Attachments: # <u>1</u> Exhibit Exhibit A Add'l, # <u>2</u> Exhibit Exhibit F, # <u>3</u> Exhibit Exhibit G)(Cluck, Tracy) (Entered: 01/26/2022)
01/27/2022	<u>230</u>	Joint MOTION to <i>Admit a Stipulation</i> by USA as to Donovan Smith. (Pierce, Sharon) (Entered: 01/27/2022)
01/27/2022	<u>232</u>	(Ex Parte) SEALED EX PARTE MOTION Filed. (Attachments: # <u>1</u> Attachments) (klw) (Entered: 01/28/2022)
01/28/2022	<u>233</u>	ORDER REFERRING MOTION as to Donovan Smith: <u>232</u> SEALED EX PARTE MOTION Filed filed by Donovan Smith. Signed by Judge Robert Pitman.. Referral Magistrate Judge: Susan Hightower. (klw) (Entered: 01/28/2022)
01/28/2022	<u>234</u>	RESPONSE in Opposition by USA as to Donovan Smith re <u>208</u> MOTION to Dismiss Indictment/Information for <i>Violation of Speedy Trial Act</i> filed by Defendant Donovan Smith (Pierce, Sharon) (Entered: 01/28/2022)
01/28/2022	<u>235</u>	RESPONSE in Opposition by USA as to Donovan Smith re <u>214</u> MOTION to Dismiss Indictment/Information filed by Defendant Donovan Smith (Pierce, Sharon) (Entered: 01/28/2022)
02/02/2022	<u>236</u>	Ex Parte Sealed Order. Signed by Judge Susan Hightower. (klw) (Entered: 02/02/2022)
02/02/2022		Motions No Longer Referred as to Donovan Smith: <u>232</u> SEALED EX PARTE MOTION Filed. (klw) (Entered: 02/02/2022)
02/08/2022	<u>237</u>	ORDER DENYING Defendant Smith's <u>193</u> Motion to Sever Defendants as to Donovan Smith (1). Signed by Judge Robert Pitman. (klw) (Entered: 02/09/2022)
02/08/2022	<u>238</u>	ORDER DENYING Defendant Smith's <u>192</u> Motion for Relief from Misjoinder as to Donovan Smith (1). Signed by Judge Robert Pitman. (klw) (Entered: 02/09/2022)
02/10/2022	<u>239</u>	Advisory to the Court by Donovan Smith. (dm) (Entered: 02/11/2022)
02/10/2022	<u>240</u>	MOTION to Allow Defendant to Possess a Laptop Computer by Donovan Smith. (dm) (Entered: 02/11/2022)
02/10/2022	<u>241</u>	REPLY TO RESPONSE to Motion by Donovan Smith re <u>209</u> MOTION to Dismiss Indictment/Information for <i>Double Jeopardy Violation</i> filed by Defendant Donovan Smith. (dm) (Entered: 02/11/2022)
02/10/2022	<u>242</u>	Correspondence by Donovan Smith (lt) (Entered: 02/11/2022)
02/11/2022		(Court only) ***Staff Notes as to Donovan Smith: Per chambers, in response to Correspondence <u>242</u> , Clerk's Office sent a copy of the public docket sheet and resent

		copies of Ex Parte Sealed Order 236 , Order 237 , Order 238 via first class mail to Mr. Smith. (lt) (Entered: 02/11/2022)
02/14/2022	243	Defendant's REPLY TO RESPONSE to Motion by Donovan Smith re 207 MOTION to Dismiss Indictment filed by Defendant Donovan Smith. (klw) (Entered: 02/15/2022)
02/18/2022	244	Supplement by Donovan Smith re 241 Reply to Response to Motion (Attachments: # 1 Exhibit Exhibit A)(Cluck, Tracy) (Entered: 02/18/2022)
02/22/2022	245	MOTION To Modify Subpoena to Testify by Justin Miller as to Donovan Smith, Brandi Campbell. (Attachments: # 1 Proposed Order Motion to Modify Subpoena to Testify)(Coppola, Christopher) (Entered: 02/22/2022)
02/22/2022	246	ORDER RESETTING Pretrial Hearing by Video for 2/24/2022 11:00 AM before Judge Robert Pitman as to Donovan Smith, Brandi Campbell. Signed by Judge Robert Pitman. (klw) (Entered: 02/22/2022)
02/23/2022	247	ORDER DENYING Defendant's 214 Motion to Dismiss for Violations of Due Process and Speedy Trial Act as to Donovan Smith (1). Signed by Judge Robert Pitman. (klw) (Entered: 02/23/2022)
02/23/2022	248	ORDER DENYING Defendant's 209 Motion to Dismiss Indictment for Double Jeopardy as to Donovan Smith (1). Signed by Judge Robert Pitman. (klw) (Entered: 02/23/2022)
02/23/2022	249	ORDER DENYING Defendant's 208 Motion to Dismiss for Violation of Speedy Trial Act as to Donovan Smith (1). Signed by Judge Robert Pitman. (klw) (Entered: 02/23/2022)
02/23/2022	250	ORDER DENYING Defendant's 207 Motion to Dismiss Indictment as to Donovan Smith (1). Signed by Judge Robert Pitman. (klw) (Entered: 02/23/2022)
02/24/2022	251	Minute Entry for proceedings held before Judge Robert Pitman: Pretrial Conference as to Donovan Smith, Brandi Campbell held on 2/24/2022. Jury selection and trial details discussed. Motion Hearing re: 188 , 240 and 245 Motions. (Minute entry documents are not available electronically.) (Court Reporter Lily Reznik.) (klw) (Entered: 02/24/2022)
02/24/2022		Text Order GRANTING 230 Motion as to Donovan Smith (1) entered by Judge Robert Pitman. In light of the parties' agreement, IT IS ORDERED that the joint motion to admit a stipulation is GRANTED. The Court will instruct the jury to consider the stipulation as true and enter the stipulation into evidence. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jalc) (Entered: 02/24/2022)
02/24/2022		Text Order MOOTING 185 Motion to Extend Time as to Donovan Smith (1) entered by Judge Robert Pitman. As the Court has accepted and ruled on Smith's pretrial motions, including those that were filed after his motions deadline, IT IS ORDERED that the motion to extend the filing deadline is MOOT. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jalc) (Entered: 02/24/2022)
02/24/2022	252	ORDER GRANTING IN PART AND DENYING IN PART 245 Motion to Modify the Subpoena as to Donovan Smith (1). Insofar as Millers motion requests that he not be required to appear until March 4, 2022, Millers motion is GRANTED. Insofar as Millers motion requests any additional relief, Millers motion is DENIED. IT IS FURTHER ORDERED that Miller shall appear at the Courthouse beginning at 9:00 a.m. on March 4, 2022. Signed by Judge Robert Pitman. (so) (Entered: 02/24/2022)
02/24/2022	253	ORDER GRANTING IN PART AND DENYING IN PART 240 Motion to Possess a Laptop as to Donovan Smith (1). The motion is GRANTED insofar as the Court will make accommodations so that Defendant will have regular access to the laptop during trial. The motion is DENIED insofar as the Court cannot make accommodations to give Defendant access to a laptop to the extent he requests. Signed by Judge Robert Pitman. (so) (Entered: 02/24/2022)
02/25/2022	254	PLEA AGREEMENT as to Donovan Smith (Plea agreement documents are not available electronically.) (so) (Entered: 02/25/2022)

02/25/2022	<u>256</u>	Minute Entry for proceedings held before Judge Robert Pitman: Rearraignment and Plea held on 2/25/2022 ; Defendant Informed of Rights. Plea of guilty entered as to Donovan Smith (1) Count 1s ;Referred to Probation for Presentence Report (Minute entry documents are not available electronically.) Guilty Plea Accepted by Court as to Donovan Smith (1) Count 1s. Plea agreement disclosed in open court. (Court Reporter Lily Reznik.) (klw) (Entered: 02/25/2022)
02/25/2022	<u>258</u>	ORDER Setting Sentencing as to Donovan Smith, Brandi Campbell; Sentencing set for 6/10/2022 09:00 AM before Judge Robert Pitman. Signed by Judge Robert Pitman. (bot3) (Entered: 02/25/2022)
03/03/2022	<u>259</u>	MOTION to Substitute Attorney by USA as to Donovan Smith, Brandi Campbell. (Tindall, Mark) (Entered: 03/03/2022)
03/03/2022		Text Order GRANTING <u>259</u> Motion to Substitute Attorney as to Donovan Smith (1), Brandi Campbell (2). Mark Tindall is substituted for Robert Almonte Entered by Judge Robert Pitman. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 03/03/2022)
03/14/2022		(Court only) ***Motions terminated as to Donovan Smith, Brandi Campbell: <u>188</u> MOTION that <i>Pro Se Defendant Not be Restrained at Trial</i> filed by Donovan Smith, <u>181</u> MOTION for Discovery filed by USA, 182 MOTION for Discovery filed by USA. (jg3) (Entered: 03/14/2022)
03/21/2022	<u>260</u>	(Ex Parte) SEALED EX PARTE MOTION Filed. (klw) (Entered: 03/22/2022)
03/22/2022	<u>261</u>	ORDER REFERRING MOTION as to Donovan Smith: <u>260</u> SEALED EX PARTE MOTION Filed filed by Donovan Smith. Signed by Judge Robert Pitman.. Referral Magistrate Judge: Susan Hightower. (klw) (Entered: 03/22/2022)
03/29/2022	<u>262</u>	Ex Parte Sealed Order. Signed by Judge Susan Hightower. (klw) (Entered: 03/29/2022)
03/29/2022		Motions No Longer Referred as to Donovan Smith: <u>260</u> SEALED EX PARTE MOTION Filed. (klw) (Entered: 03/29/2022)
04/25/2022	<u>263</u>	MOTION for Forfeiture of Property <i>Preliminary Order of Forfeiture</i> by USA as to Donovan Smith, Brandi Campbell. (Attachments: # <u>1</u> Appendix A, # <u>2</u> Proposed Order Preliminary Order of Forfeiture)(Tindall, Mark) (Entered: 04/25/2022)
04/25/2022	<u>264</u>	ORDER GRANTING USA's <u>263</u> Motion for Preliminary Order of Forfeiture as to Donovan Smith (1), Brandi Campbell (2). Signed by Judge Robert Pitman. (klw) (Entered: 04/25/2022)
04/27/2022	<u>265</u>	(Ex Parte) SEALED EX PARTE MOTION Filed. (klw) (Entered: 04/28/2022)
05/03/2022	<u>266</u>	ORDER REFERRING MOTION as to Donovan Smith: <u>265</u> SEALED EX PARTE MOTION Filed filed by Donovan Smith. Signed by Judge Robert Pitman.. Referral Magistrate Judge: Susan Hightower. (klw) (Entered: 05/03/2022)
05/03/2022	<u>267</u>	EX Parte Sealed Order. Signed by Judge Susan Hightower. (klw) (Entered: 05/03/2022)
05/03/2022		Motions No Longer Referred as to Donovan Smith: <u>265</u> SEALED EX PARTE MOTION Filed. (klw) (Entered: 05/03/2022)
05/13/2022	<u>271</u>	MOTION to Continue Sentencing by Donovan Smith. (klw) (Entered: 05/16/2022)
05/16/2022	<u>273</u>	MOTION to Extend Deadline to file Objections to PRS by Donovan Smith. (klw) (Clerk notes motion not filed as Ex Parte per chambers instructions.) (Entered: 05/18/2022)
05/16/2022	<u>274</u>	MOTION for Free Reporters Record by Donovan Smith. (klw) (Clerk notes motion not filed as Ex Parte per chambers instructions.) (Entered: 05/18/2022)
05/18/2022	<u>275</u>	ORDER GRANTING 272 MOTION to Continue filed by Brandi Campbell and <u>271</u> MOTION to Continue filed by Donovan Smith. Sentencing reset for 8/19/2022 01:30 PM before Judge Robert Pitman. Signed by Judge Robert Pitman. (klw) (Entered: 05/18/2022)

05/18/2022		Text Order GRANTING <u>273</u> Motion to Extend Time as to Donovan Smith (1) Entered by Judge Robert Pitman. Defendant Smith shall serve his objections to the PSR directly to the US Probation Officer on or before July 1, 2022. The objections shall not be filed with the Court. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 05/18/2022)
05/19/2022	<u>276</u>	TRANSCRIPT filed of Proceedings as to Donovan Smith, Brandi Campbell held on February 25, 2022 Proceedings Transcribed: Rearraignment/Plea. Court Reporter/Transcriber Lily I. Reznik, Telephone number 512-391-8792. Parties are notified of their duty to review the transcript to ensure compliance with the FRCP 5.2(a)/FRCrP 49.1(a). A copy may be purchased from the court reporter or viewed at the clerk's office public terminal. If redaction is necessary, a Notice of Redaction Request must be filed within 21 days. If no such Notice is filed, the transcript will be made available via PACER without redaction after 90 calendar days. The clerk will mail a copy of this notice to parties not electronically noticed. Redaction Request due 6/9/2022, Redacted Transcript Deadline set for 6/20/2022, Release of Transcript Restriction set for 8/17/2022, (lr) (Entered: 05/19/2022)
05/22/2022	<u>277</u>	MOTION to Extend Time by Brandi Campbell as to Brandi Campbell. (Attachments: # <u>1</u> Proposed Order)(Bradt, Leonard) Modified on 5/23/2022 to correct who the motion applies to (klw). (Entered: 05/22/2022)
05/22/2022		(Court only) ***Motions terminated as to Donovan Smith: <u>277</u> MOTION to Extend Time filed by Brandi Campbell. (Clerk notes deft Smith was incorrectly selected.) (klw) (Entered: 05/23/2022)
05/23/2022		Notice of Correction: re <u>277</u> MOTION to Extend Time. Clerk notes counsel incorrectly selected BOTH defendants when docketing the MOTION, instead of just deft Campbell. Clerk has terminated the motion as to defendant Smith and modified the docket entry to reflect the motion only being filed as to deft Campbell. Counsel is reminded to only select the defendant for which the motion applies. (klw) (Entered: 05/23/2022)
05/26/2022	<u>278</u>	SEALED MOTION Filed (Attachments: # <u>1</u> Proposed Order Amending Ex Parte Order) (Cluck, Tracy) Modified on 5/27/2022 to change from Ex Parte to SEALED per chambers instruction. (klw). (Entered: 05/26/2022)
05/27/2022		Notice of Correction: re <u>278</u> SEALED EX PARTE MOTION Filed. Court notes that upon review of this motion, chambers instructed the clerk to remove the 'ex parte' restriction to this document. The pleading shall remain sealed and the clerk shall send copies to opposing counsel. (klw) (Entered: 05/27/2022)
05/31/2022		Text Order MOOTING <u>274</u> Motion as to Donovan Smith (1) Entered by Judge Robert Pitman. Stand-by counsel filed eVoucher for payment of transcript. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 05/31/2022)
06/08/2022		Text Order GRANTING <u>278</u> Ex Parte Motion as to Donovan Smith (1) Entered by Judge Robert Pitman. Dr. Fabian shall submit his report on or before August 1, 2022. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jg) (Entered: 06/08/2022)
07/07/2022	<u>282</u>	(Ex Parte) SEALED EX PARTE MOTION Filed (Attachments: # <u>1</u> Exhibit Exhibit A, # <u>2</u> Proposed Order Order for Additional Funds) (Cluck, Tracy) (Entered: 07/07/2022)
07/13/2022	<u>283</u>	ORDER REFERRING MOTION as to Donovan Smith: <u>282</u> SEALED EX PARTE MOTION Filed filed by Donovan Smith. Signed by Judge Robert Pitman. Referral Magistrate Judge: Susan Hightower. (klw) (Entered: 07/13/2022)
07/19/2022	<u>284</u>	Ex Parte Sealed Order. Signed by Judge Susan Hightower. (klw) (Entered: 07/19/2022)
07/19/2022		Motions No Longer Referred as to Donovan Smith: <u>282</u> SEALED EX PARTE MOTION Filed. (klw) (Entered: 07/19/2022)
07/27/2022	<u>285</u>	(Ex Parte) SEALED EX PARTE MOTION Filed (Attachments: # <u>1</u> Exhibit Exhibit A, # <u>2</u> Proposed Order Sealed Ex Parte Order) (Cluck, Tracy) (Entered: 07/27/2022)

08/10/2022	<u>287</u>	ORDER Resetting Sentencing as to Donovan Smith, Brandi Campbell; Sentencing RESET for 9/1/2022 01:30 PM before Judge Robert Pitman. Signed by Judge Robert Pitman. (bot2) (Entered: 08/10/2022)
08/11/2022	<u>288</u>	(Ex Parte) SEALED EX PARTE MOTION Filed (Attachments: # <u>1</u> Exhibit Exhibit A) (Cluck, Tracy) (Entered: 08/11/2022)
08/11/2022	<u>289</u>	MOTION to Continue <i>Sentencing</i> by Donovan Smith. (Attachments: # <u>1</u> Proposed Order Order Continuing Sentencing)(Cluck, Tracy) (Entered: 08/11/2022)
08/12/2022	<u>290</u>	ORDER Resetting Sentencing as to Donovan Smith, Brandi Campbell; Sentencing RESET for 10/7/2022 01:30 PM before Judge Robert Pitman. Signed by Judge Robert Pitman. (bot1) (Entered: 08/12/2022)
08/12/2022	<u>291</u>	MOTION to Continue by Brandi Campbell as to Donovan Smith, Brandi Campbell. (Attachments: # <u>1</u> Proposed Order)(Bradt, Leonard) (Entered: 08/12/2022)
08/12/2022	<u>293</u>	SEALED PRESENTENCE INVESTIGATION REPORT Filed as to Donovan Smith by Officer Cicely R. Bennett. (Document available to court only) (Attachments: # (1-10)(Islas, C.) (Entered: 08/12/2022)
08/12/2022	<u>294</u>	MOTION to Continue by Brandi Campbell as to Donovan Smith, Brandi Campbell. (Attachments: # <u>1</u> Proposed Order)(Bradt, Leonard) (Entered: 08/12/2022)
08/17/2022	<u>295</u>	RESPONSE TO MOTION by USA as to Donovan Smith, Brandi Campbell re <u>291</u> MOTION to Continue filed by Defendant Brandi Campbell, <u>294</u> MOTION to Continue filed by Defendant Brandi Campbell (Pierce, Sharon) (Entered: 08/17/2022)
08/18/2022	<u>296</u>	ORDER GRANTING MOTIONS <u>289</u> , <u>291</u> and <u>294</u> FOR CONTINUANCE as to Donovan Smith, Brandi Campbell: Sentencing reset for 10/20/2022 09:00 AM before Judge Robert Pitman. Signed by Judge Robert Pitman. (klw) (Entered: 08/18/2022)
08/19/2022	<u>297</u>	EX PARTE Sealed Order. Signed by Judge Susan Hightower. (klw) (Entered: 08/19/2022)
08/19/2022		Motions No Longer Referred as to Donovan Smith: <u>288</u> SEALED EX PARTE MOTION Filed, <u>285</u> SEALED EX PARTE MOTION Filed. (klw) (Entered: 08/19/2022)
08/19/2022		(Court only) ***Staff Notes as to Donovan Smith: Copy of <u>297</u> Sealed Ex Parte Recommendation sent to Donovan Smith by regular mail and emailed to counsel Tracy Cluck. (klw) (Entered: 08/19/2022)
08/22/2022	<u>298</u>	Ex Parte Sealed Order. Signed by Judge Robert Pitman. (klw) (Entered: 08/22/2022)
08/22/2022		(Court only) ***Staff Notes as to Donovan Smith: Copy of <u>298</u> Sealed Ex Parte Order sent to Donovan Smith by regular mail and emailed to counsel Tracy Cluck. (klw) (Entered: 08/22/2022)
09/13/2022	<u>299</u>	SEALED SUPPLEMENTAL ATTACHMENT re <u>293</u> SEALED PRESENTENCE INVESTIGATION REPORT Filed as to Donovan Smith by Officer Cicely R. Bennett. (Document available to court only) (Attachments: # (1-10)(Islas, C.) (Document available to court only) (Attachments: # <u>1</u> (Islas, C.) (Entered: 09/13/2022)
09/20/2022	<u>300</u>	Sealed Ex Parte Order. Signed by Judge Unassigned. (klw) (Entered: 09/21/2022)
10/06/2022	<u>301</u>	Sealed Document filed (Attachments: # <u>1</u> Exhibit Bell County, # <u>2</u> Exhibit Collin County, # <u>3</u> Exhibit Benbrook Texas, # <u>4</u> Exhibit New Mexico Statute, # <u>5</u> Exhibit Photo Car) (Pierce, Sharon) (Entered: 10/06/2022)
10/09/2022	<u>303</u>	Joint MOTION to Continue <i>Sentencing Date</i> by Donovan Smith. (Attachments: # <u>1</u> Supplement Certificate of Conference, # <u>2</u> Proposed Order Order Continuing Sentencing)(Cluck, Tracy) (Entered: 10/09/2022)
10/11/2022	<u>304</u>	ORDER GRANTING <u>303</u> Motion to Continue and Resetting Sentencing as to Donovan Smith (1). Sentencing RESET for 11/17/2022 at 09:00 AM before Judge Robert Pitman. Signed by Judge Robert Pitman. (jv2) (Entered: 10/11/2022)
10/12/2022	<u>305</u>	MOTION to Continue by Brandi Campbell as to Donovan Smith, Brandi Campbell. (Attachments: # <u>1</u> Proposed Order)(Bradt, Leonard) (Entered: 10/12/2022)

10/24/2022		(Court only) ***Motions terminated as to Donovan Smith, Brandi Campbell: 305 MOTION to Continue filed by Brandi Campbell. (jg3) (Entered: 10/24/2022)
10/31/2022	307	MOTION for Return of Evidence/Property by Ronald James as to Donovan Smith, Brandi Campbell. (klw) (Entered: 11/01/2022)
11/10/2022	309	SEALED SUPPLEMENTAL ATTACHMENT SECOND ADDENDUM, DEFENDANT'S OBJECTIONS REVISED PSR and REVISED PRESENTENCE REPORT re 293 SEALED PRESENTENCE INVESTIGATION REPORT Filed as to Donovan Smith by Officer Cicely R. Bennett. (Document available to court only) (Attachments: # 1 – 10)(Isla, C.) (Document available to court only) (Attachments: # 1 – 2)(Isla, C.) (Entered: 11/10/2022)
11/14/2022	310	Memorandum in Support of Mr. Smiths Position on Sentencing and Motion for Downward Departure by Donovan Smith. (Attachments: # 1 Exhibits 1–4, 7–10, 12–34) (Clerk Notes: page 86 is blank and exhibits 5, 6, and 11 were not included in filing.) (Entered: 11/14/2022)
11/16/2022	311	WITNESS LIST by USA as to Donovan Smith, Brandi Campbell (Pierce, Sharon) (Entered: 11/16/2022)
11/16/2022	312	EXHIBIT LIST by USA as to Donovan Smith (Pierce, Sharon) (Entered: 11/16/2022)
11/16/2022	314	Supplement to Defendant's 310 Sentencing Memorandum and MOTION for Downward Departure by Donovan Smith. (Attachments: # 1 Exhibit 35)(klw) (Entered: 11/16/2022)
11/17/2022	315	Minute Entry for proceedings held before Judge Robert Pitman: Sentencing held on 11/17/2022 for Donovan Smith (1), Count(s) 1, 3, 3s, 5, 6, Dismissed on Govt's Motion; Count(s) 1s, 120 Mos BOP (Consecutive to all other pending state and federal cases); 3 Yrs SRT; No Fine; \$100 Spcl Assmt; Forfeiture Imposed. (Minute entry documents are not available electronically.) (Court Reporter Lily Reznik.) (klw) (Entered: 11/17/2022)
11/17/2022	316	Defendant's EXHIBIT LIST for 315 Sentencing as to Donovan Smith. (klw) (Additional attachment(s) added on 11/17/2022: # 1 Exhibits 1–3, # 2 SEALED Exhibt 4) (klw). (Entered: 11/17/2022)
11/17/2022		(Court only) ***Reopen Motion as to Donovan Smith 307 MOTION for Return of Evidence/Property. Terminated in error. (klw) (Entered: 11/17/2022)
11/17/2022	318	Govt's EXHIBIT LIST for 315 Sentencing as to Donovan Smith and 317 Sentencing as to Brandi Campbell. (klw) (Additional attachment(s) added on 11/17/2022: # 2 Govt Exhibits) (klw). (Entered: 11/17/2022)
11/17/2022		(Court only) ***Procedural Interval start as to Donovan Smith (tr) (Entered: 11/18/2022)
11/18/2022	319	JUDGMENT AND COMMITMENT as to Donovan Smith (1), Count(s) 1, 3, 3s, 5, 6, Dismissed on Govt's Motion; Count(s) 1s, 120 Mos BOP (Consecutive to all other pending state and federal cases); 3 Yrs SRT; No Fine; \$100 Spcl Assmt; Forfeiture Imposed. Signed by Judge Robert Pitman. (cc3) (Entered: 11/18/2022)
11/18/2022	320	Sealed Statement of Reasons as to Donovan Smith (SOR documents are not available electronically.) (cc3) (Entered: 11/18/2022)
11/30/2022	326	NOTICE OF APPEAL by Donovan Smith Per 5th Circuit rules, the appellant has 14 days, from the filing of the Notice of Appeal, to order the transcript. To order a transcript, the appellant should fill out a <u>Transcript Order</u> and follow the instructions set out on the form. If the appellant has a court appointed attorney under CJA, the CJA 24 vouchers must be completed in the E-voucher system. (klw) (Entered: 12/01/2022)
11/30/2022	327	Letter by Donovan Smith requesting copies. (klw) (Entered: 12/01/2022)
12/01/2022	328	Clerk's Response to Donovan Smith's 327 Letter. (klw) (Entered: 12/01/2022)
12/01/2022	329	MOTION to Withdraw as Attorney <i>and Appoint New Counsel</i> by Donovan Smith. (Attachments: # 1 Proposed Order Order Substituting Counsel)(Cluck, Tracy) (Entered: 12/01/2022)

12/02/2022	<u>330</u>	ORDER REFERRING MOTION as to Donovan Smith: <u>329</u> MOTION to Withdraw as Attorney <i>and Appoint New Counsel</i> filed by Donovan Smith. Signed by Judge Robert Pitman. Referral Magistrate Judge: Dustin M. Howell. (klw) (Entered: 12/02/2022)
12/05/2022	<u>331</u>	ORDER Setting Motion Hearing in case as to Donovan Smith re <u>329</u> MOTION to Withdraw as Attorney <i>and Appoint New Counsel</i> for 12/8/2022 10:00 AM before Judge Dustin M. Howell. Signed by Judge Dustin M. Howell. (klw) (Entered: 12/05/2022)
12/08/2022	<u>332</u>	Minute Entry for proceedings held before Judge Dustin M. Howell: Motion Hearing as to Donovan Smith held on 12/8/2022 re <u>329</u> MOTION to Withdraw as Attorney <i>and Appoint New Counsel</i> filed by Donovan Smith. Motion to withdraw Mr. Cluck granted. Mr. Smith indicated that he may withdraw his appeal. Stand by appellate counsel will be appointed. Written Order to follow. (Minute entry documents are not available electronically.) (Court Reporter FRT.) (klw) (Entered: 12/08/2022)
12/08/2022	<u>333</u>	ORDER GRANTING Tracy Cluck's <u>329</u> Motion to Withdraw as Stand-by Counsel as to Donovan Smith (1). ORDER for Phillip Lynch, Law Offices of Phil Lynch,17503 La Cantera Parkway, Suite 104–623, San Antonio, TX 78257, (210) 378–3114,to serve as stand–by counsel for Defendant on appeal. Signed by Judge Dustin M. Howell. (klw) (Entered: 12/08/2022)
12/08/2022		Attorney Tracy D. Cluck terminated as to Donovan Smith. Motions No Longer Referred as to Donovan Smith: <u>329</u> MOTION to Withdraw as Attorney <i>and Appoint New Counsel</i> . (klw) (Entered: 12/08/2022)
12/08/2022	<u>334</u>	Letter to Donovan Smith transmitting 3 blank transcript order forms and a copy of the docket sheet. (klw) (Entered: 12/08/2022)
12/16/2022	<u>335</u>	TRANSCRIPT REQUEST by Donovan Smith for 11/17/22 before Judge Robert Pitman, Proceedings Transcribed: Sentencing. Court Reporter: Lily Reznik. re <u>326</u> Notice of Appeal – Final Judgment. (klw) (Entered: 12/19/2022)
01/04/2023	<u>336</u>	NOTICE OF CHANGE OF ADDRESS by Donovan Smith. (klw) (Entered: 01/04/2023)

District Court _____ District Court Docket No. _____

Short Case Title _____

ONLY ONE COURT REPORTER PER FORM Court Reporter _____

Date Notice of Appeal Filed in the District Court _____ Court of Appeals No. _____

PART I. (To be completed by party ordering transcript. Do not complete this form unless financial arrangements have been made, see instructions on page 2.)**A. Complete the Following:** No hearings Transcript is unnecessary for appeal purposes Transcript is already on file in the Clerk's Office**OR****Check all of the following that apply, include date of the proceeding.**This is to order a transcript of the following proceedings: Bail Hearing _____ Voir Dire _____ Opening Statement of Plaintiff _____ Opening Statement of Defendant _____ Closing Argument of Plaintiff _____ Closing Argument of Defendant: _____ Opinion of court _____ Jury Instructions _____ Sentencing _____

Other proceedings not listed above:

Hearing Date(s)	Proceeding	Judge/Magistrate

Failure to specify in adequate detail those proceedings to be transcribed, or failure to make prompt satisfactory financial arrangements for transcript, are grounds for DISMISSAL OF APPEAL.**B. This is to certify satisfactory financial arrangements have been made. Method of Payment:** Private Funds; Criminal Justice Act Funds (Enter Authorization-24 via eVoucher); Other IFP Funds; Advance Payment Waived by Reporter; U.S. Government Funds Other _____

Signature _____ Date Transcript Ordered _____

Print Name _____ Phone _____

Counsel for _____

Address _____

PART II. COURT REPORTER ACKNOWLEDGMENT (To be completed by the court reporter and filed with the Court of Appeals within 10 days after receipt. Read instructions on page 2 before completing.)

Date Transcript Order Received	Date Satisfactory Arrangements for Payment were Made	Estimated Completion Date	Estimated Number of Pages

Payment arrangements have NOT been made or are incomplete.

Reason: Deposit not received Unable to contact ordering party Awaiting creation of CJA 24 eVoucher Other (Specify) _____

Date _____ Signature of Reporter _____ Tel. _____

Email of Reporter _____

Part III. NOTIFICATION THAT TRANSCRIPT HAS BEEN FILED IN THE DISTRICT COURT (To be completed by court reporter on date of filing transcript in the District Court. This completed form is to be filed with the Court of Appeals.)

This is to certify that the transcript has been completed and filed at the District Court today.

Actual Number of Pages _____ Actual Number of Volumes _____

Date _____ Signature of Reporter _____

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WRITTEN REQUEST FOR EXTENSION OF TIME WITH EXPLANATION OF CIRCUMSTANCES AND A REQUEST FOR WAIVER OF DISCOUNT MUST BE ADDRESSED TO THE CLERK OF THE CIRCUIT COURT.

Link to contact information: [Contact Clerk's Office About My Case](#) or call:

NORTHERN AND WESTERN TEXAS CASE TEAM: 504-310-7806

SOUTHERN AND EASTERN TEXAS CASE TEAM: 504-310-7807

LOUISIANA, MISSISSIPPI, & AGENCY CASE TEAM: 504-310-7808

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Counsel for _____

Address _____

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